

Adopted	Rejected
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## COMMITTEE REPORT

YES:	17
NO:	7

### MR. SPEAKER:

*Your Committee on Ways and Means, to which was referred Senate Bill 226, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1       Page 2, between lines 16 and 17, begin a new paragraph and insert:
- 2       **"(d) This section applies to transfers made by a creditor after**
- 3       **May 10, 2005. Before a creditor transfers personal property**
- 4       **described in subsection (c) on which delinquent personal property**
- 5       **taxes first due and payable after December 31, 2004, are owed, the**
- 6       **creditor must obtain a delinquent personal property tax form from**
- 7       **the county treasurer and file the completed form with the county**
- 8       **treasurer. The creditor must provide the name and address of the**
- 9       **debtor and a specific description of the personal property subject**
- 10       **to subsection (c) to the county treasurer when making this**
- 11       **request.**
- 12       **(e) The state board of accounts shall prescribe the delinquent**
- 13       **personal property tax form. The form must require the**

1       **submission of the following information:**

2           **(1) The name and address of the debtor, as identified by the**  
3           **creditor.**

4           **(2) A description of the personal property identified by the**  
5           **creditor and in the creditor's possession at the time the form**  
6           **is filed.**

7           **(3) The assessed value of the personal property, as**  
8           **determined under subsection (f), identified by the creditor**  
9           **and in the creditor's possession at the time the form is filed.**

10          **(4) The amount of delinquent personal property taxes owed**  
11          **on the personal property, as determined under subsection (f),**  
12          **as identified by the creditor and in the creditor's possession**  
13          **at the time the form is filed.**

14          **(5) A statement notifying the creditor that IC 6-1.1-23-1**  
15          **requires that a creditor, upon the liquidation of personal**  
16          **property completed for the satisfaction of the creditor's lien,**  
17          **shall pay in full the delinquent personal property taxes owed**  
18          **on this property in the amount identified on this form from**  
19          **the proceeds of the liquidation prior to applying the proceeds**  
20          **to the creditor's lien on the personal property.**

21          **(f) The county treasurer has fourteen (14) days after the date**  
22          **that the creditor requests the delinquent personal property tax**  
23          **form to provide the form to the creditor. The county assessor and**  
24          **township assessor shall provide assistance, including providing the**  
25          **appropriate personal property forms filed with the assessor, to the**  
26          **county treasurer in determining the appropriate assessed value**  
27          **and delinquent personal property taxes of the personal property**  
28          **identified by the creditor to accomplish the purposes of this**  
29          **section."**

(Reference is to SB 226 as printed January 16, 2004.)

**and when so amended that said bill do pass.**

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Representative Crawford